

99043017064000, 99043017064000

Burdens and restrictions in the land register Deletion

Heruntergeladen am 28.06.2025

<https://fimportal.de/xzufi-services/369799602/L100001>

Modul	Sachverhalt
Leistungsschlüssel	99043017064000, 99043017064000
Leistungsbezeichnung I	Burdens and restrictions in the land register Deletion
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Hessen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Grundbuch (043)
Verrichtungskennung	Löschung (064)
SDG-Informationsbereich	Vorübergehender oder dauerhafter Umzug in einen anderen Mitgliedstaat
Lagen Portalverbund	Hausbau und Immobilienerwerb (1050100), Kauf, Miete und Pacht (2050100)

Modul	Sachverhalt
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	05.01.2022
Fachlich freigegeben durch	Hessian Ministry of Justice
Handlungsgrundlage	https://www.gesetze-im-internet.de/bgb/_875.html https://www.gesetze-im-internet.de/gbo/_19.html https://www.gesetze-im-internet.de/gbo/_22.html https://www.gesetze-im-internet.de/gbo/_29.html https://www.gesetze-im-internet.de/gbo/_13.html https://www.gesetze-im-internet.de/gnotkg/_34.html https://www.gesetze-im-internet.de/gnotkg/anlage_1.html https://www.gesetze-im-internet.de/gnotkg/anlage_2.html https://www.gesetze-im-internet.de/bgb/_875.html https://www.gesetze-im-internet.de/gbo/_19.html https://www.gesetze-im-internet.de/gbo/_22.html https://www.gesetze-im-internet.de/gbo/_29.html https://www.gesetze-im-internet.de/gbo/_13.html https://www.gesetze-im-internet.de/gnotkg/_34.html https://www.gesetze-im-internet.de/gnotkg/anlage_1.html https://www.gesetze-im-internet.de/gnotkg/anlage_2.html
Teaser	The deletion of encumbrances or restrictions (e.g. easement, usufruct) in the land register is possible if the entitled person waives the exercise of the right.
Volltext	The deletion of encumbrances or restrictions (e.g. easement, usufruct) in the land register is possible if the entitled person waives the exercise of the right. If a person dies, in whose favour a right (for example, a right of residence) is registered in the land register, the deletion of this right can be requested by the owner of the property. Deletion may also be requested if the right is subject to a condition or a time limit and the condition has occurred or the time limit has expired.
Erforderliche Unterlagen	• Request for cancellation

Modul	Sachverhalt
	• Deletion approval of the person affected by the deletion of the right • Death certificate if the beneficiary has died
Voraussetzungen	Application The land register procedure is an application procedure. In the event of the death of the beneficiary or the waiver of the right, there is no automatic deletion by the Land Registry.
Kosten	The amount of the fee results from the Court and Notary Costs Act (GNotKG): • In case of deletion of a right in section III of the land register: 0.5 of the fee from the right to be registered. • In case of deletion of a universal right, if the land register is kept at different land registries: The fee 14140 increases from the second for each additional participating land registry office by 0.1 of the fee. This provision shall apply if the application is submitted to a land registry office at the same time for several land registries or if the applications are submitted separately if the applications are received by the participating land registries within one month. • Registration of release from joint detention 0.3 of the fee from the right to be registered. • Fixed fee of 25.00 EUR for deletion
Verfahrensablauf	• Request for cancellation The application must be submitted in writing to the Land Registry. The owner is entitled to apply. The person whose right is to be deleted may also make the request. In the context of purchase or donation contracts, the requests for cancellation are in most cases made by the notary's office. • Cancellation approval or death certificate The person entitled, for example of a usufruct right, makes a declaration that the right can be deleted from the land register. The deletion must be expressly authorized. The authorisation must either be declared before a notary or the signature must be certified. If the beneficiary has died, please submit a death certificate with the application.
Bearbeitungsdauer	is to be requested from the responsible land registry

Modul	Sachverhalt
	office
Frist	
weiterführende Informationen	
Hinweise	
Rechtsbehelf	
Kurztext	• Deletion of encumbrances and restrictions in the land register • The deletion of encumbrances or restrictions (e.g. easement, usufruct) in the land register is possible if the entitled person waives the exercise of the right. • If a person dies, in whose favour a right (for example, a right of residence) is registered in the land register, the deletion of this right can be requested by the owner of the property. • Deletion may also be requested if the right is subject to a condition or a time limit and the condition has occurred or the time limit has expired. • Responsible: Land registry office of the district court in which the land register is kept
Ansprechpunkt	
Zuständige Stelle	Land registry office of the district court in which the land register is kept
Formulare	
Ursprungsportal	Lasten und Beschränkungen im Grundbuch Löschung, Burdens and restrictions in the land register Deletion